

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 5750 and MUR 5770
MUR 5750: Laffey US Senate and)
Richard J. Sullivan, in his official)
capacity as Treasurer; Citizens Club for)
Growth and Pat Toomey, in his official)
capacity as Treasurer; American Labor)
Services, Inc., and Vincent Indeglia,)
President; MUR 5770: Laffey US Senate)
and Richard J. Sullivan, in his official)
capacity as Treasurer; Stephen Laffey;)
City of Cranston)

CERTIFICATION

I, Darlene Harris, recording secretary of the Federal Election Commission executive session, do hereby certify that on May 30, 2007, the Commission took the following actions in the above-captioned matter:

1. In MUR 5750, decided by a vote of 5-0, to:

- a) Find reason to believe that Laffey US Senate and Richard J. Sullivan, in his official capacity as Treasurer, violated 11 CFR § 110.6(c)(2).
- b)
- c) Find no reason to believe that Citizens Club for Growth and Pat Toomey, in his official capacity as Treasurer, violated the Act, and close the file as to them.
- d) Find no reason to believe that Laffey US Senate and Richard J. Sullivan, in his official capacity as Treasurer, violated 2 U.S.C. § 434(b) and 11 CFR § 104.11(b).
- e) Find no reason to believe that Laffey US Senate and Richard J. Sullivan, in his official capacity as Treasurer, violated 2 U.S.C. § 441b.

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- f) Dismiss as a matter of prosecutorial discretion the allegation that American Labor Services, Inc., and Vincent Indeglia violated 2 U.S.C. § 441b, issue an admonishment, and close the file as to them.
- g) Approve the Factual and Legal Analyses, as recommended in the General Counsel's Report dated April 30, 2007.
- h) Approve the appropriate letters.

Commissioners Lenhard, Mason, von Spakovsky, Walther, and Weintraub
voted affirmatively for the decision.

2. In MUR 5770, decided by a vote of 4-1, to:

- a)
- b) Dismiss the allegations against all respondents on the basis of prosecutorial discretion as outlined in Heckler v. Chaney, 470 U.S. 821 (1985).
- c) Approve the appropriate letters.
- d) Close the file.

Commissioners Lenhard, von Spakovsky, Walther, and Weintraub voted
affirmatively for the decision. Commissioner Mason dissented.

Attest:

May 30, 2007
Date

Darlene Harris
Darlene Harris
Deputy Secretary of the Commission

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